



UNITED STATES DEPARTMENT OF COMMERCE  
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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
63,285	08/02/79	Keith C. Murdock, et, al.,	27,962

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Stamford. CT 06904

EXAMINER	
Goldberg	
ART UNIT	PAPER NUMBER
MAILED	3

DATE MAILED:

This is a communication from the examiner in charge of your application.

COMMISSIONER OF PATENTS AND TRADEMARKS

APR 11 1980

☐ This application has been examined.

☒ Responsive to communication filed on 8/2/79

☐ This action is made final.

A shortened statutory period for response to this action is set to expire 30 month(s), 30 days from the date of this letter.  
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

- ☐ Notice of References Cited, Form PTO-892.
- ☐ Notice of Informal Patent Application, Form PTO-152.

2. ☐ Notice of Informal Patent Drawing, PTO-948.

4. ☐ \_\_\_\_\_

Part II SUMMARY OF ACTION

1. ☒ Claims 34-50 are pending in the application.

Of the above, claims \_\_\_\_\_ are withdrawn from consideration.

2. ☐ Claims \_\_\_\_\_ have been cancelled.

3. ☐ Claims \_\_\_\_\_ are allowed.

4. ☐ Claims \_\_\_\_\_ are rejected.

5. ☐ Claims \_\_\_\_\_ are objected to.

6. ☒ Claims 34-50 are subject to restriction or election requirement.

7. ☐ The formal drawings filed on \_\_\_\_\_ are acceptable.

8. ☐ The drawing correction request filed on \_\_\_\_\_ has been ☐ approved. ☐ disapproved.

9. ☐ Acknowledgment is made of the claim for priority under 35 U.S.C. 119. The certified copy has

☐ been received. ☐ not been received. ☐ been filed in parent application, serial no. \_\_\_\_\_

filed on \_\_\_\_\_

10. ☐ Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.

11. ☐ Other

Art Unit 125

Restriction is required under 35 U.S.C. 121 and 37 C.F.R. 1.142 between the following inventions.

I claim 34-46 drawn to pharmaceutical composition and methods for treating cancer which would be classified in 424 subclass 248 +.

II. Claims 47-50 drawn to compounds of a different scope than the Group I compound which are classified in class 260 subclass 262.

If applicants elect Group I, they are further required to elect a single disclosed species for examination and to add a claim to the elected invention.

It is quite clear that the above inventions are independent and distinct, and would support separate patents and a reference to one invention under 35 U.S.C. 103 would not be a reference to the other invention.


To be complete, applicants' response must include a provisional election even though the requirement is traversed.

Goldberg:cvm

A/C 703

557-2575

3/12/80

  
JEROME D. GOLDBERG  
EXAMINER  
GROUP ART UNIT 125